

IN THE CLAIMS

Kindly amend claims 1, 5 and 10. Claim 2 is deleted.

1. (currently amended) An isolated promoter for regulating expression of foreign DNA of interest in leaves of a transgenic plant, which comprises a promoter having a sequence selected from the group consisting of the sequences set forth in SEQ ID NOS:1 to 3, wherein said promoter is operably linked to said foreign DNA of interest for expression of said foreign DNA of interest.

2. (currently deleted)

3. (previously deleted)

4. (previously deleted)

5. (currently amended) The promoter of claim 1, wherein said plant is an ~~dicot, a monocot or a gymnosperm~~ alfalfa.

6. (nonelected) A method of regulating expression of foreign genes in transgenic organisms, comprising the steps of: preparing a transgenic organism using an expression construct consisting of at least a promoter of claim 1, and an ORF of a gene, wherein said promoter is operationally located with respect to said gene for expression of said gene.

7. (nonelected) The method of claim 6, wherein said organism is a plant.

8. (nonelected) The method of claim 7, wherein said plant is a dicot, a monocot or a gymnosperm.

9. (original) An expression vector comprising a promoter as defined in claim 1.

10. (currently amended) A plant cell or a plant genetically transformed with the expression vector of claim 9 for transgenic expression in leaves of foreign DNA of interest.

Ser. No. 09/678,303

Agent's Ref. 14149-4US PM/MG/al